TABLE OF CONTENTS

List of Contributors vii

1 Introduction. The Uses of Comparative Law in Legislative Drafting 1
   Nicola Lupo and Lucia Scaffardi

2 Legislation as Transplantation 17
   Daphne Barak-Erez

Part I European Experiences

3 The Influence of Comparative Law on the Portuguese Parliament and the Legislative Process 29
   Fernando Bento Ribeiro and Anna Ciammariconi

4 ‘Foreign Influence’ in EU Lawmaking: The Case of the European Parliament 45
   Robert Bray and Cristina Fasone

5 The EU-Driven Foreign Influences on Legislation in Romania 73
   Cristina Dallara and Irina Ionescu

6 Legal Transplants in the Spanish Parliamentary Architecture and Legislative Decision-Making 97
   Elena Griglio and Jordi Jaria i Manzano

7 Foreign Influences on (the Procedure and Content of) the Italian Legislative Process 121
   Nicola Lupo and Giovanni Rizzoni

8 The Use of Comparative Law in the Legislative Process at Westminster 139
   Lucia Scaffardi and Elin Weston
Table of Contents

Part II International Experiences

9  Legal Transplants in the Australian Legal System 161  
Nicholas Aroney, Carla Bassu and Carolyn Popp

10  Brazilian Legislator’s Vocation for Using Foreign Law 185  
Monica Cappelletti and Julio Pinheiro Faro Homem de Siqueira

11  The Influence of Comparative Law in South African Law 201  
Veronica Federico and Vlad Movshovich

12  Foreign Flavours in the American Legislative Sausage? 229  
Pamela Beth Harris and Alberto Vespaziani

13  Shaping Law through Inter-Parliamentary Cooperation: The Case of Canada 245  
Giuseppe Martinico and Catherine Skinner

14  Foreign Influences on the Legislative Process in Namibia 265  
Christa Rautenbach and Irene Spigno

15  Channeling Foreign Law Models into Domestic Legislation: A First Inquiry on the Making of the Chinese Environmental Protection Laws 285  
Marina Timoteo and Jie Zhou

16  Conclusion. The Migration of Legal Ideas: Legislative Design and the Lawmaking Process 297  
Robert L. Tsai